

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS BUREAU**

68-0157 (9-06) - 3091078 - EI

JILL L OLSON
Claimant

APPEAL NO: 18A-UI-05350-S1-T

**ADMINISTRATIVE LAW JUDGE
DECISION**

AMERIHEALTH MERCY SERVICES
Employer

OC: 03/04/18
Claimant: Appellant (1/R)

Iowa Code § 93.5-4 – Determination of Benefits
Iowa Code § 96.4(4) – Monetary Eligibility and Subsequent Benefit Year

STATEMENT OF THE CASE:

Jill Olson (claimant) appealed a representative's April 25, 2018, decision (reference 01) that concluded her request to have wages added from AmeriHealth Mercy Services (employer) was denied. After hearing notices were mailed to the parties' last-known addresses of record, a telephone hearing was scheduled for May 29, 2018. The claimant participated personally. The employer did not provide a telephone number where it could be reached and therefore, did not participate in the hearing.

ISSUE:

The issue is whether the claimant's monetary record is correct.

FINDINGS OF FACT:

The administrative law judge, having heard the testimony and considered all of the evidence in the record, finds that: The claimant was hired on June 5, 2017, as a full-time case manager for AmeriHealth Caritas of Iowa. The company's headquarters were in Des Moines, Iowa, and she interviewed for the job there. All the claimant's clients lived in Iowa. AmeriHealth Caritas of Iowa had its annual October conference in Des Moines, Iowa.

On November 30, 2017, AmeriHealth Caritas of Iowa closed its business in Iowa and there was no further work for the claimant. AmeriHealth Caritas of Iowa sent a severance letter to the claimant telling her to file for unemployment insurance benefits in Iowa. AmeriHealth Mercy Services reported wages for the claimant to Illinois.

The claimant filed for unemployment insurance benefits with an effective date of March 4, 2018. The claimant's base period of employment includes the fourth quarter of 2016, through the third quarter of 2017.

REASONING AND CONCLUSIONS OF LAW:

Iowa Code § 96.3(4) provides:

4. Determination of benefits. With respect to benefit years beginning on or after July 1, 1983, an eligible individual's weekly benefit amount for a week of total unemployment shall be an amount equal to the following fractions of the individual's total wages in insured work paid during that quarter of the individual's base period in which such total wages were highest; the director shall determine annually a maximum weekly benefit amount equal to the following percentages, to vary with the number of dependents, of the statewide average weekly wage paid to employees in insured work which shall be effective the first day of the first full week in July:

If the number of dependents is:	The weekly benefit amount shall equal the following fraction of high quarter wages:	Subject to the following maximum percentage of the statewide average weekly wage.
0	1/23	53%
1	1/22	55%
2	1/21	57%
3	1/20	60%
4 or more	1/19	65%

The maximum weekly benefit amount, if not a multiple of one dollar shall be rounded to the lower multiple of one dollar. However, until such time as sixty-five percent of the statewide average weekly wage exceeds one hundred ninety dollars, the maximum weekly benefit amounts shall be determined using the statewide average weekly wage computed on the basis of wages reported for calendar year 1981. As used in this section "dependent" means dependent as defined in section 422.12, subsection 1, paragraph "a", as if the individual claimant was a taxpayer, except that an individual claimant's nonworking spouse shall be deemed to be a dependent under this section. "Nonworking spouse" means a spouse who does not earn more than one hundred twenty dollars in gross wages in one week.

The claimant may have earned wages during her base period from AmeriHealth Caritas of Iowa, account number 534252. AmeriHealth Mercy Services may be part of AmeriHealth Caritas of Iowa. It is unknown whether the claimant actually worked for the named employer in this case, AmeriHealth Mercy Services.

The issues of the identity of the claimant's correct employer and whether the claimant's wages should be reported to Illinois or to Iowa are remanded to tax and benefits for determination.

DECISION:

The monetary record dated April 25, 2018 (reference 01) is affirmed. The claimant's monetary record is correct considering the available information.

The issues of the identity of the claimant's correct employer and whether the claimant's wages should be reported to Illinois or to Iowa, are Remanded to tax and benefits for determination.

Beth A. Scheetz
Administrative Law Judge

Decision Dated and Mailed

bas/scn